

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

Donald Thuillard and Mary  
Thuillard,

Plaintiffs,

v.

UNITED STATES CUSTOMS AND BORDER  
SECURITY,

Defendant.

No. CV-04-368-FVS

ORDER

The Court, being fully advised, now, therefore,

**IT IS HEREBY ORDERED:**

1. Plaintiffs' Motions for Summary Judgment, **Ct. Rec. 4 and 6**, are **DENIED WITH LEAVE TO RENEW** in accordance with the Court's scheduling order.

2. Defendant shall file a response to Plaintiffs' Motion to Exclude, **Ct. Rec. 9, within 14 days of the entry of this Order**. If Plaintiffs choose to file a reply, they must file such within 14 days of the filing of Defendant's response.

3. Plaintiffs' Motion for Default, **Ct. Rec. 13**, is **DENIED**.

//

//

//

//

//

**IT IS SO ORDERED.** The District Court Executive is hereby directed to enter this Order and furnish copies to counsel and the plaintiffs.

**DATED** this 7th day of July, 2005.

\_\_\_\_\_  
s/ Fred Van Sickle  
Fred Van Sickle  
Chief United States District Judge